

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner:

Shamim Malik et al.

Tyson, Melanie Ruano

Serial No. 09/997,449

Art Unit: 3773

Filed: November 30, 2001

Confirm. No.: 3441

Customer No.: 45159

Attorney Docket No.: 050623.00134

Title: MODIFIED IMPLANTABLE DEVICE SURFACE AND A METHOD
OF MAKING THE SAME

Mail Stop **Amendment**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§1.97-1.98

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves the right to dispute the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being submitted after receiving an office action on the merits. Accordingly, please charge the **Squire, Sanders & Dempsey (US) LLP Deposit Account No. 07-1850** in the amount of **\$180.00** as specified in 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p). The Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. **07-1850**.

Date: January 28, 2011

SQUIRE, SANDERS & DEMPSEY (US) LLP
275 Battery Street
Suite 2600
San Francisco, CA 94111
Telephone (415) 954-0200
Facsimile (415) 393-9887

Respectfully submitted,

/Gloria M. Gusler, Reg. No. 50,282/
Gloria M. Gusler, Ph.D.
Attorney for Applicants
Reg. No. 50,282